

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Christian FRITZ
 Serial No. :
 Filed : Herewith
 Title : USE OF YNES, ESSENTIAL BACTERIAL GENES AND POLYPEPTIDES

Art Unit :
 Examiner :

Commissioner for Patents
 Washington, D.C. 20231

PRE AMEND 1/A
 5-29-02

PRELIMINARY AMENDMENT

Prior to examination, please amend the application as follows:

In the specification:

Replace the paragraph at page 1, lines 5 to 7, immediately after "Cross Reference to

Related Application," with the following rewritten paragraph:

--This application is a divisional of U.S. Patent Application Serial No. 09/163,445, filed on September 30, 1998, which claims priority from U.S. Provisional Application Serial No. 60/070,116, filed on December 31, 1997, both of which are incorporated herein by reference in their entirety.--

Replace the paragraphs at page 11, lines 2 to 9, immediately after "Brief Description of the Drawings), with the following rewritten paragraphs:

--Fig. 1 is a listing of the amino acid and nucleic acid sequences of a yneS polypeptide and gene from a *Streptococcus pneumoniae* strain (SEQ ID NOs:1 and 2, respectively). The complement of the nucleic acid sequence is set forth as SEQ ID NO: 11.

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